



**Homeland
Security**

Privacy Office, Mail Stop 0655

June 4, 2019

SENT BY ELECTRONIC MAIL TO: foia@americanoversight.org

Austin R. Evers
Executive Director
1030 15th Street, NW
Suite B255
Washington, DC 20005

Re: 2018-HQFO-01363

Dear Mr. Evers:

This is the final response to your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated August 13, 2018, and received by this office on August 14, 2018. You are seeking records reflecting communications, telephone call logs, calendar entries/invitations, meeting notices, meeting agendas, informational material, draft legislation, talking points, any handwritten or electronic notes taken during any oral communications, summaries of any oral communications, or other materials) involving any employee or representative of Bradley Arant Boult Cummings LLP (@bradley.com), including, but not limited to, David Stewart and Paul Kavinoky and Bradley Arant as search terms for political appointees of the Office of the Secretary, OLA, OGC and Office of Policy. (Date Range for Record Search: From 4/1/2017 To 8/14/2018).

This request was amended on August 21, 2018 to include the emails of the custodians (political appointees in the Office of the Secretary, Office of Policy, Office of legislative Affairs, and the Office of General Counsel to include "@bradley.com", "David Stewart", "Paul Kavinoky", and "Bradley Arant".

A search of The Office of the Secretary, Office of Legislative Affairs, Office of General Counsel and the Office of Policy for documents responsive to your request produced a total of 11 pages. Of those pages, I have determined that 11 pages are partially releasable pursuant to Title 5 U.S.C. § 552: (b)(6). FOIA Exemptions 6.

Enclosed are 11 pages with certain information withheld as described below.

FOIA Exemption 6 exempts from disclosure personnel or medical files and similar files the release of which would cause a clearly unwarranted invasion of personal privacy. This requires a balancing of the public's right to disclosure against the individual's right to privacy. The privacy

interests of the individuals in the records you have requested outweigh any minimal public interest in disclosure of the information. Any private interest you may have in that information does not factor into the aforementioned balancing test.

You have a right to appeal the above withholding determination. Should you wish to do so, you must send your appeal and a copy of this letter, within 90 days of the date of this letter, to: Privacy Office, Attn: FOIA Appeals, U.S. Department of Homeland Security, 245 Murray Lane, SW, Mail Stop 0655, Washington, D.C. 20528-0655, following the procedures outlined in the DHS FOIA regulations at 6 C.F.R. Part 5 § 5.8. Your envelope and letter should be marked "FOIA Appeal." Copies of the FOIA and DHS FOIA regulations are available at www.dhs.gov/foia.

Additionally, you have a right to seek dispute resolution services from the Office of Government Information Services (OGIS) which mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the authority to handle requests made under the Privacy Act of 1974. You may contact OGIS as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Provisions of FOIA allow DHS to charge for processing fees, up to \$25, unless you seek a waiver of fees. In this instance, because the cost is below the \$25 minimum, there is no charge.

If you need any further assistance or would like to discuss any aspect of your request, please contact the analyst below who processed your request and refer to **2018-HQFO-01363**. You may send an e-mail to foia@hq.dhs.gov, call 202-343-1743 or toll free 1-866-431-0486, or you may contact our FOIA Public Liaison in the same manner.

Sincerely,



Jeremiah Parker
FOIA Program Specialist

Enclosure(s): Responsive Documents, 11 pages

From:	(b)(6) (b)(6)@bradley.com>
To:	"Foltz, Jon (b)(6) (b)(6)
Subject:	Re: Meeting Tomorrow/Can we shift the time?
Date:	2018/05/10 15:15:09
Type:	Note

Headed that way

Sent from my iPhone

On May 9, 2018, at 5:50 PM, Foltz, Jon (b)(6) wrote:

[External Email]

Hi (b)(6) – 3:30 should work. The Starbucks at 600 Maryland Ave SW still ok?

Thanks,

Jon

Jon Foltz

Senior Legislative Advisor, Office of Legislative Affairs

Department of Homeland Security

(b)(6)

(b)(6)

From: (b)(6) (b)(6)@bradley.com (b)(6)@bradley.com>>

Sent: Wednesday, May 9, 2018 3:18 PM

To: Foltz, Jon (b)(6)

Subject: Meeting Tomorrow/Can we shift the time?

Jon:

Is there any way we could move our meeting to 3:15 or 3:30 or we could do 5:30?

Thanks,

(b)(6)

[Bradley Arant Boult Cummings LLP]

(b)(6)

Partner

e (b)(6)

d: (b)(6)

(b)(6)

(b)(6)

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Sender:	(b)(6) (b)(6)@bradley.com>
Recipient:	"Foltz, Jon (b)(6) (b)(6)
Sent Date:	2018/05/10 15:14:48
Delivered Date:	2018/05/10 15:15:09

From:	Foltz, Jon (b)(6)
To:	(b)(6) (b)(6)@bradley.com>"
Subject:	RE: Meeting Tomorrow/Can we shift the time?
Date:	2018/05/10 15:27:08
Priority:	Normal
Type:	Note

Great see you in a couple minutes

Best,
Jon

Senior Legislative Advisor
Office of Legislative Affairs
Department of Homeland Security

(b)(6)

From: (b)(6)
Sent: Thursday, May 10, 2018 3:14:48 PM
To: Foltz, Jon
Subject: Re: Meeting Tomorrow/Can we shift the time?

Headed that way

Sent from my iPhone

On May 9, 2018, at 5:50 PM, Foltz, Jon (b)(6) wrote:

[External Email]

Hi (b)(6) - 3:30 should work. The Starbucks at 600 Maryland Ave SW still ok?

Thanks,

Jon

Jon Foltz

Senior Legislative Advisor, Office of Legislative Affairs

Department of Homeland Security

(b)(6)

From: (b)(6) (b)(6)

Sent: Wednesday, May 9, 2018 3:18 PM

To: Foltz, Jon (b)(6)

Subject: Meeting Tomorrow/Can we shift the time?

(b)(6)

Is there any way we could move our meeting to 3:15 or 3:30 or we could do 5:30?

Thanks,

(b)(6)

[Bradley Arant Boult Cummings LLP]

(b)(6)

Partner

e: (b)(6)@bradley.com (b)(6)@bradley.com (b)(6)

d: (b)(6)

(b)(6)

(b)(6)

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Sender:	Foltz, Jon (b)(6)
Recipient:	(b)(6) (b)(6)
Sent Date:	2018/05/10 15:27:07
Delivered Date:	2018/05/10 15:27:08

From:	Foltz, Jon (b)(6)
To:	(b)(6) (b)(6)@bradley.com>"
Subject:	RE: In DC
Date:	2018/04/25 19:15:36
Priority:	Normal
Type:	Note

Perfect.

Best,

Jon

Senior Legislative Advisor

Office of Legislative Affairs

Department of Homeland Security

(b)(6)

From: (b)(6)

Sent: Wednesday, April 25, 2018 7:13:48 PM

To: Foltz, Jon

Subject: RE: In DC

Jon, that's great. See you then.

(b)(6)

Partner |

(b)(6)

(b)(6)@bradley.com

(b)(6)

From: Foltz, Jon (b)(6)

Sent: Wednesday, April 25, 2018 6:34 PM

To: (b)(6) (b)(6)@bradley.com>

Subject: RE: In DC

[External Email]

Hi (b)(6)

Thanks for reaching out. Can you come to L'Enfant? I think I can sneak away for a bit in the afternoon if so. There's a Starbucks at 600 Maryland Ave SW that has some seating – 4 pm?

Best,

Jon

Jon Foltz

Senior Legislative Advisor, Office of Legislative Affairs

Department of Homeland Security

(b)(6)

From: (b)(6) (b)(6) <[@bradley.com](mailto:(b)(6)@bradley.com)>

Sent: Wednesday, April 25, 2018 11:11 AM

To: Foltz, Jon (b)(6)

Subject: In DC

Jon:

I hope all is well. I am in DC and wanted to see if you might have some time tomorrow – perhaps after 3:30 – to grab coffee and catch up.

Thanks,

(b)(6)

(b)(6)

Partner |
Bradley

(b)(6)@bradley.com

(b)(6)

Confidentiality Notice: This e-mail is from a law firm and may be protected by the attorney-client or work product privileges. If you have received this message in error, please notify the sender by replying to this e-mail and then delete it from your computer.

Sender:	Foltz, Jon (b)(6)
Recipient:	(b)(6) (b)(6)@bradley.com>"
Sent Date:	2018/04/25 19:15:36